

43 Rec'd PCT/PTO 12 APR 2006

Attorney Docket: 27351U

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U.S. Department Of Commerce, Patent And Trademark Office		Date: 12 April 2006 (12.04.2006)
Transmittal Letter To The United States Designated/Elected Office (DO/EO/US) Concerning A Filing Under 35 U.S.C. 371		U.S. Application No.: 10/575484 (if known): Not Yet Assigned
International Application No.: PCT/AU2004/001400	International Filing Date: 13 October 2004 (13.10.2004)	Priority Date Claimed: 13 October 2003 (13.10.2003) AU-2003905580
Title of Invention: FOOTWEAR		
Applicants for DO/EO/US: Justin Douglas KING		
<p>Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)): <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included to SOLE SURFER INTERNATIONAL PTY LTD, Sydney, New South Wales AUSTRALIA; 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825 18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4) 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4) 20. <input checked="" type="checkbox"/> Other items or information: <p>TRANSMITTAL LETTER; INTERNATIONAL PUBLICATION NUMBER: WO 2005/034669 A1, INTERNATIONAL PUBLICATION DATE: 21 APRIL 2005 (21.04.2005), WITH PCT/ISA/210 WHICH CONSISTS OF 25 PAGES: 2 PAGES OF THE COVER SHEET, 14 PAGES OF TEXTUAL SPECIFICATION, 2 PAGES OF 14 CLAIMS, 7 SHEETS OF DRAWINGS; REVISED VERSION OF INTERNATIONAL APPLICATION NUMBER: WO 2005/034669 A1 INTERNATIONAL PUBLICATION DATE: 21 APRIL 2005 (21.04.2005); PRELIMINARY AMENDMENT WITH ATTACHMENT A AND B TO BE EXAMINED; EXECUTED DECLARATION AND POWER OF ATTORNEY; EXECUTED ASSIGNMENT WITH RECORDATION COVER SHEET ASSIGNED TO: SOLE SURFER INTERNATIONAL PTY LTD, SYDNEY, NEW SOUTH WALES AUSTRALIA; PCT/IPEA/409(INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY); PCT/IB/306; POSTCARD FOR EARLY NOTIFICATION OF THE SERIAL NUMBER REQUEST.</p> 		

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U.S. Application Number: (if known): Not Yet Assigned <div style="font-size: 1.5em; font-weight: bold; margin-top: 5px;">10/575484</div>		International Application Number: PCT/AU2004/001400		Date: 12 April 2006 (12.04.2006)	
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<p>The following fees are submitted:</p> <p>21. Basic National Fee (37 CFR 1.492(a))..... \$ 300.00</p> <p>22. Examination Fee (37 CFR 1.492 (c)) If the written opinion prepared by ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$ 0.00 All other situations \$ 200.00</p> <p>23. Search Fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$ 0.00 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$ 100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB\$ 400.00 All other situations \$ 500.00</p> <p>— Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$ 250.00 for each additional 50 sheets of paper or fraction thereof.</p> <p style="text-align: center;">ENTER APPROPRIATE BASIC FEE AMOUNT =</p>	CALCULATIONS \$ 300.00 \$ 200.00 \$ 400.00 \$ 900.00	PTO USE ONLY
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Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$ 0.00	
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CLAIMS	NUMBER: FILED	NUMBER: EXTRA	RATE		
TOTAL	14-20=	0	X \$ 50.00	\$ 0.00	
INDEPENDENT	1-3=	0	X \$ 200.00	\$ 0.00	
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 900.00	
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00	
SUBTOTAL =				\$ 900.00	
Processing fee of \$130.00 for furnishing the English translation later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 940.00	
				Amount to be: refunded charged	\$ \$

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U.S. Application Number:
(if known): Not Yet Assigned

10/575484

International Application
Number: PCT/AU2004/001400

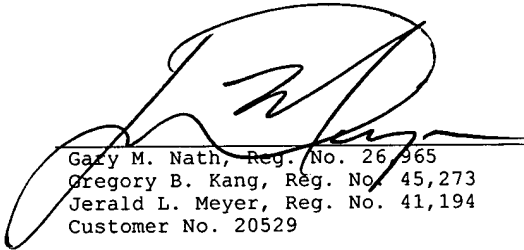
Date: 12 April 2006 (12.04.2006)

- a. ☒ One check in the amount of \$ 940.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account Number: 14-0112 in the amount of \$ _____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c. ☒ The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account Number: 14-0112.
- d. ☐ Fees are to be charged to a credit card ☐ WARNING: Information on this form may become public ☐ Credit Card Information should not be included on this form.
☐ Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:

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10/575484

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Attorney Docket: 27351U

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KING

Serial No.: Not Yet Assigned

Filed: April 12, 2006

Internatl. Appl. No.: PCT/AU2004/001400

Internatl. Filing Date: 13 October 2004 (13.10.2004)

Title: FOOTWEAR

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Transmittal Letter;
- 2) Transmittal Letter to U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371;
- 3) International Publication Number: WO 2005/034669 A1; International Publication Date: 21 April 2005 (21.04.2005), with Form PCT/ISA/210, consisting of 25 pages:
 - 2 pages of the Cover Sheet,
 - 14 pages of Textual Specification,
 - 2 pages of 14 Claims,
 - 7 sheets of Drawings;
- 4) Revised Version of International Application Number: WO 2005/034669 A1 International Publication Date: 21 April 2005 (21.04.2005);
- 5) **Preliminary Amendment with Attachment A and B to be examined;**
- 6) Executed Declaration and Power of Attorney;
- 7) Executed Assignment with Recordation Cover Sheet assigned to: **SOLE SURFER INTERNATIONAL PTY LTD**, Sydney, New South Wales AUSTRALIA;
- 8) PCT/IPEA/409(International Preliminary Report on Patentability);
- 9) PCT/IB/306;
- 10) Check No.: 1968 in the Amount of \$ 940.00 for the Basic Filing Fee, which includes the Search and Examination Fees (\$900), as a Small Entity, and for the Fee for Recordation of the Assignment (\$40);
- 11) Postcard for Early Notification of the Serial Number Request

Respectfully submitted,

NATH & ASSOCIATES PLLC

By: 

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